IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2222 OF 2003
IN
SUIT NO.534 OF 2003

S.M. Malpani & Ors. ....Plaintiffs
V/s.
Lancelot T.John Baptist D'Souza & Ors. ....Defendants

Ms.Nita Solanki i/b Kiran Jain & Co. for the Plaintiffs.
Ms.P.G. Bhatia for Defendant No.1.
Mr.Mahesh Rathod i/b Kishore Dalal & Co. for Defendant Nos.3 and 4.

CORAM : S.J. VAZIFDAR, J.
DATED : 19TH NOVEMBER, 2005.

P.C. :

1. The Notice of Motion is allowed to be withdrawn. It is however, clarified that the Defendants shall be entitled to raise the issue in the suit and the same shall be decided at the time of final hearing of the suit.